



# Nemaha County Board Minutes



**August 12, 2015**

County of Nemaha, Nebraska  
**BOARD OF COMMISSIONERS**  
Commissioner's Chambers  
Nemaha County Courthouse, Suite 201  
1824 N St Auburn NE

County Board of Commissioners of the County of Nemaha, State of Nebraska met on Wednesday, August 12, 2015, Commissioner's Chambers, Nemaha County Courthouse, Auburn NE for a regular scheduled meeting. Notice of meeting published weekly in the Nemaha County Herald. The agenda for the meeting was kept continually current and available for public inspection at the office of Nemaha County Clerk during normal business hours and also on the Nemaha County website. The agenda was held open until one business day prior to the meeting for appearance before the board and items for approval by the Board of Commissioners. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

**Meeting Called to Order** – Chairman Wittmann called the meeting to order at 8:00 a.m. Present for the meeting: Commissioner District 1 Bob Hutton, Commissioner District 2 Dennis Wittmann, Commissioner District 3 Marvin Bohling and County Clerk Joyce Oakley.

Chairman Wittmann led the Pledge of Allegiance.

**Open Meeting Laws** – Chairman Wittmann noted the posting of the Open Meeting Poster and the availability of the Open Meeting Handouts to the public.

**Visitors present** – Dave Swanson, Nemaha County Herald; Al Armstrong regarding moving dirt for him; John Fritz regarding contacting appraisal board

**Approval of Agenda** - Motion by Hutton, seconded by Bohling to approve the agenda as presented. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

**Approval of Minutes** – Motion by Bohling, seconded by Hutton to approve the July 29, 2015 regular scheduled meeting minutes with no corrections. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

**Claims** – Motion by Hutton, seconded by Bohling to approve the accounts payable claims as presented by the County Clerk and authorized for payment by the Board of Commissioners. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

**Appointments**

8:05 a.m. – Foremen's mtg - Shared employee work schedule - present for the meeting were foremen: Scott Lickteig, Don Wamsley, Walt Boring – annual equipment cost report was presented; shared employee work schedule discussed.

**Executive Session** \* - Motion by Hutton, seconded by Bohling to enter executive session at 8:28 a.m. to discuss personnel issues. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye. Present for the executive session was Don Wamsley. Motion by Hutton, seconded by Bohling to leave executive session at 8:41 a.m. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye. No action was taken.

8:30 a.m. – Meet as Board of Equalization – Board of Commissioners sine die at 8:44 a.m. to meet as Board of Equalization.

8:45 a.m. – Board of Commissioners reconvened at 8:45 a.m.



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9:15 a.m. – Kim Beger – Auburn Leadership Class FY 15-16 budgeted allocation – Kim Beger and Stephanie Fisher representatives from the Auburn Leadership Class updated the Board on a new class that is starting with 10 students. Past projects of the classes were Ariens Disk Golf and sand volleyball courts. Requesting \$150.00 from the county for help to defray costs of the classes.

9:30 a.m. – Blue Rivers Area Agency on Aging – increase in FY 2015-2016 budgeted allocation request – Julie Hippen, representative from Blue Rivers Area Agency on Aging was not present at the meeting to provide additional information requested by the Board on the increase (double) in FY 2015-2016 budget allocation request. Scott Kudrna, Mayor of the City of Auburn was present to discuss that the city had received a budget request from Blue Rivers Area Agency on Aging and had at this time, taken no action on their request.

9:45 a.m. - Amy Hector – Clerk of District Court – FY 2015-2016 budget request; request for filing cabinet – Board okayed purchase of a file cabinet.

10:00 am. – Renee Crister – EMA Director – FY 2015-2016 budget request – EMA Director Renee Crister visited with the board regarding her FY 2015-2016 budget request and her request for increase in salary.

10:15 a.m. – Mallory Lempka – Assessor – FY 2015-2016 budget request – Assessor Mallory Lempka visited with the board regarding her FY 2015-2016 budget request.

10:30 a.m. – Sandy Morrissey – Director of Regional Prevention Coalition – reg. funding and development of prevention system within Region V, State Epidemiological Workgroup, SE NE & Drug Advisory Bds, local coalition & YAB (Youth Action Bd members) – Sandy Morrissey, Director Regional Prevention Coalition was present to discuss Block Grants. Jessica Baker, NADAA Director was present at the meeting to inform the Board of Commissioners of the summer activities and upcoming fall activities of NADAA.

10:45 a.m. – work on FY 2015-2016 budget

## **Discussion Items/Commissioners Reports/Report of Meeting(s) Attended**

1. Review Request for Proposal for IT Service for county offices – Brent Lottman, Mallory Lempka, Renee Critser – Motion by Bohling, seconded by Hutton to approve the Request for Formal Proposal for IT Services for the County offices and authorize the IT Committee to advertise for sealed bids for services. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

## **Action Business**

1. Remove from table (tabled at the 7-29-15 bd mtg) application for road entrance for David Rieger in Sec. 31 T4N R14E – Motion by Hutton, seconded by Bohling to remove from the table (tabled at the July 29, 2015 Board of Commissioners Meeting) the application for an additional road entrance for David Rieger in Section 31 T4N R14E. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

1a. Application for road entrance for David Rieger in Sec. 31 T4N R14E – Motion by Bohling, seconded by Hutton to table the application for an additional road entrance for David Rieger in Sec. 31 T4N R14E until more information has been received from Rieger. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

2. Resolution 2015-20 – National Assoc. of Counties (NACo) Nationwide Retirement Deferred Compensation Plan for co. employees - Motion by Bohling, seconded by Hutton to adopt Resolution 2015-20 approving the National Assoc. of Counties (NACo) Nationwide Deferred Compensation Plan for County employee's and to allow employees to withhold from their pay additional non-matching retirement contributions. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

3. Transfer/hire road employee to District #1 – Motion by Hutton, seconded by Bohling to authorize posting notice of the District 1 Road Department vacant laborers position, as per Article 11; Chapter 11.1 of the



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Nebraska Public Employees Local #251 of the American Federation of State, County & Municipal Employee's contract. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

4. John Fritz, Fritz Appraisals contract for commercials – Motion by Bohling, seconded by Hutton to approve a contract with John Fritz, Fritz Appraisals, in the amount of \$62,000.00 for reappraisal of commercial properties in Nemaha County. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

5. Hiring of road employee for District #3 – Motion by Bohling, seconded by Hutton to offer the position of road employee for District #3 county department to James Holthus, contingent upon favorable references and a consumer report. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

6. Legal Services Public Defender for Nemaha County – authorize county clerk to bid for services – No action was taken to authorize the County Clerk to advertise for the legal services of a Public Defender for Nemaha County with the contract date October 1, 2015 through September 30, 2018. Item will be on the September 9, 2015 Board of Commissioners Agenda for approval.

6a. Appoint Public Defender policy board – No action was taken to appoint a Public Defender policy board to review the applications for Public Defender. Item will be placed on the September 9, 2015 Board of Commissioners Agenda for approval.

7. Omaha Public Power District App. #1263 – 5 miles S & .50 mile W of Johnson (R. Miller) – Motion by Bohling, seconded by Hutton to approve Omaha Public Power District Application #1263, 5 miles S & .50 mile W of Johnson (R. Miller). Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

8. Omaha Public Power District App. #1267 – Sec. 30 T5N R16E – replace obsolete conductor with ug cable – Motion by Hutton, seconded by Bohling to approve Omaha Public Power District Application #1267 to replace obsolete conductor with ug cable in Section 30 T5N R16E. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

9. Omaha Public Power District App. #1271 – 2.5 mile N & R miles E of Elk Creek (B. Behrends) – Motion by Bohling, seconded by Hutton to approve Omaha Public Power District Application #1271 for new underground house service 2.5 miles N & 4 mile E of Elk Creek for Brian Behrends. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

10. Resolution 2015-21 increase in petty cash for Sheriff's account – Motion by Bohling, seconded by Wittmann to adopt Resolution 2015-21 increasing the petty cash for the Nemaha County Sheriff's account from \$1,000.00 to \$2,500.00 as recommended by the Nebraska State Auditor's office. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

11. Application for 'additional' road entrance requested by Dennis Volkman (Sec. 30 T5N R14E) – Motion by Bohling, seconded by Hutton to approve the application for additional road entrance requested by Dennis Volkman in Section 30 T5N R14E with Volkman to pay for the cost of the additional culvert. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

## **Buildings/Grounds/Property**

1. Air Conditioner @ 19<sup>th</sup> Street Co. Annex Bldg. needs serviced (M. Comstock called)
2. Installation of drop box

## **Equipment/Office Equipment/Vehicles/Furniture**

## **Road Superintendent/Consultant**

## **Projects/Bridges/Roads**

## **County Officials Reports/Correspondence**

1. County Clerk's fee report for July, 2015 - \$12,635.50
2. Fund balances as of July, 2015



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3. Sheriff's Report on Distress Warrants
4. Clerk of District Court's Fee report for July, 2015 - \$367.90

## **Correspondence/Reminders**

## **Visitors Comments**

The following claims were approved for payment by the Board of Commissioners and authorize the County Clerk for payment:

### **General**

Salaries	\$45,382.08
Action Tech, se	1,520.96
American Recycle, se	1,087.00
Aub Dental, me se	335.00
Aub Family Hlth, me se	208.81
Aub Newspaper, adv	1,323.34
Black Hills, ut	20.05
Bd Public Works, ut	4,131.87
Bulldog Auto, su	10.97
Capital Business, ma ag	126.80
Caseys General, fu	1,100.73
Cody's U-Save, me su	1,050.77
CVSOAN, du	75.00
Darlings Cafe, bd pr	3,348.45
Dorn, S, mi	29.92
Eakes Office, su	457.91
Edwards Chem, su	255.22
Fankhauser, A, atty fe	4,366.67
Farmers Coop, fu	861.20
General Fire, su	99.35
Gerdes Towing, se	777.00
Glenns Corner, su	46.71
Hilltop Dental, me se	265.00
Kollasch Law, atty fe	435.00
Kustom Signals, su	949.00
Manatron, sftwr	3,669.21
Martin, M, cont, pstg	2,114.27
Mass Mutual, retire	100.00
Microfilm, se	123.00
MIPS, sftwr	1,280.65
Morrissey Dalluge, atty fe	821.67
NACEB, du	100.00
NE Law Enforce, trng	130.00
NE Public Hlth, bl al	105.00
Nem Co Clerk, hra	1,790.33
Nem Co Clk Dist, fe	277.00
Nem Co Ct, fe	260.25
Nem Co Sheriff, se	1,250.28
Nem Co Tax, ret	7,386.40
Nem Co Tax, ss, fwh	15,325.60
Nestor Mercure, atty fe	3,200.00
Nichols, S, mi	2.88
Oestmann, D, mi	20.70
OPPD, ut	55.69
Otoe Co Sheriff, se	18.00





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Otoe Co Treas, se	599.80
Paper Tiger, se	35.00
Quill, su	553.01
Raymonds Elect, bldg re	430.70
Richardson Co, se	2,137.60
The Cleaners, se	372.00
US Dept Ed, garn	148.18

## **Road**

Salaries	\$14,041.50
Amer Recycle, se	59.00
Beatrice Conc, rk	1,094.37
Bd Public Works, ut	510.67
Bulldog Auto, pts, su	583.09
Eggers Bros, pts, su	615.71
Farmers Coop, fu	1,333.09
Farmers Coop, ut	1,560.00
Johnson Quik, pts, ti re	1,864.05
Lawson Prod, su	1,347.57
Martin Marietta, rk	10,071.55
Midwest Coop, fu	12,368.40
Nem Co Tax, ret	2,153.14
Nem Co Tax,ss,fwh	4,800.58
NMC, pts	365.07
Village Johnson, ut	90.08
Wicks Sterling, pts	116.09
Wittwer, J, mi	319.70

## **Highway Buyback**

Midwest Under, brdg cont	93,687.93
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## **County Visitors**

Johnson Chamber, adv	350.00
Kruger, M, mi	49.10

## **County Visitors Improvement**

Brownville Hist Soc, re	5,000.00
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## **Register Deed**

MIPS, se	356.18
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## **Drug Coalition**

Auburn Pool, se	75.00
Bowldog Alley, se	400.00
Nem Co Ag, rt	100.00
Nem Co Leader, reg	300.00

## **911 Emergency Service**

American Tower, se	774.63
Haug Communication, se	990.00

With no further business to come before the Board of Commissioners, motion by Hutton, seconded by Bohling to adjourn at 1:10 p.m. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

Dennis Wittmann, Chairman  
Board of Commissioners

I, Joyce Oakley, the undersigned County Clerk of Nemaha County, Nebraska do hereby certify the foregoing minutes are true and are a part of the official records of this office. A complete copy of the minutes is available during normal business hours at the Nemaha County Clerk's office.



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Joyce Oakley  
County Clerk

The next meeting of the Board of Commissioners will be September 9, 2015 Commissioners Chambers,  
Courthouse, Auburn NE